

October 14, 2014

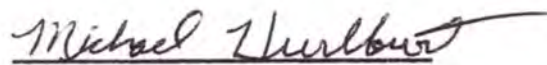
Mrs. Susan Hudson, Clerk
Vermont Public Service Board
112 State Street
Montpelier, Vermont 05620

Re: Docket No. 7970
Hurlburt Final Brief on Monkton Old Stage Road Re-Route
Proposal

Dear Mrs. Hudson:

Enclosed please find for filing one original and seven copies of
Hurlburt Final Brief on Monkton Old Stage Road Re-Route Proposal.

Sincerely,

A handwritten signature in dark ink, appearing to read "Michael Hurlburt", with a long horizontal flourish extending to the right.

Michael Hurlburt
Designated Spokesperson and
Representative

cc: Electronic Filing
Docket No. 7970/Server's List

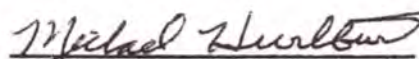
State of Vermont
Public Service Board

In Re: Petition of Vermont Gas { Docket No. 7970
Pursuant to 30 VSA{248

Certificate of Service

I, Michael Hurlburt certify that I mailed by first class mail copies of the Hurlburt Final Brief on Monkton Old Stage Road Re-Route Proposal to the Clerk of the Public Service Board, and sent copies electronically to Docket No. 7970 Service List.

Respectfully,



Michael Hurlburt
821 Parks-Hurlburt Rd.
New Haven, Vermont 05472
(802) 771-7199

State of Vermont
Public Service Board

In Re: Petition of Vermont Gas { Docket No. 7970
Systems pursuant to 30 VSA{248

Re: Hurlburt Final Brief on Monkton Old Stage Road Re-Route
Proposal

1. This is a statement supporting Hurlburt's Motion to Deny
2. and Dismiss dated May 7, 2014 and Motion to Alter and
3. Amend dated September 8, 2014.

4. We, the Hurlburt's have constantly stated that the gas pipeline
5. must be located entirely in the Velco corridor.
6. Vermont Gas Systems has stated construction along Old
7. Stage Road won't be until the summer of 2015. This will allow
8. ample time for any newly affected land owners in this area
9. to be heard from and to express their concerns.
10. New owners as identified in Hurlburt's Motion to Alter and
11. Amend on page 6 being Donald Grady, Gilbert Forte and
12. Katherine George.

1. The VGS route proposed through our fields has undue
2. adverse impacts both to historic sites and future development
3. of the area. As so described in the May 7, 2014 Hurlburt's Motion
4. to Deny and Dismiss, the September 8th Hurlburt Re-Route
5. Proposal has no undue adverse impacts.

6. We, the Hurlburt's request and move to have the Public Service
7. Board deny Vermont Gas Systems re-routing as submitted
8. by Vermont Gas Systems.

and

9. We, the Hurlburt's solicit the Public Service Board to order
10. Vermont Gas Systems to present to the Public Service Board
11. a new Old Stage Road re-route which shall be entirely in the
12. Velco corridor and as described in the Hurlburt's September 8th,
13. 2014 Motion to Alter and Amend.

1. The issue of the pipeline depth must be resolved. We, the
2. Hurlburt's still insist on a depth of eight feet for the pipeline.
3. Information has come forth about equipment acquired to do
4. this project. The drill used for boreing has the capability to bore
5. for 1 1/2 miles. The saw used for cutting ledge has the capacity
6. to go 8 feet deep. With this in mind, boreing under archeological
7. sensitive areas, under streams and wetlands on the Hurlburt
8. property should not be an issue. Cutting ledge rather than
9. blasting also should not be an issue.
10. We, the Hurlburt's request the Public Service Board to order
11. Vermont Gas Systems to install the pipeline eight feet in
12. depth and to cut ledge with no blasting.
13. Where we, the Hurlburt's are being forced to host over a mile
14. of gas transmission line, Vermont Gas Systems has refused to
15. provide us with gas service, although the distribution station
16. is only about one mile away. If we are to host the gas line we
17. should get gas service.

1. NG Alternatives of Milton has brought new technology
2. into play in the gas business. It appears that they are going
3. to supply the major industrial gas users with gas before
4. the pipeline gets to them. This is evident on Exchange Street
5. in Middlebury.
6. It appears this new technology of moving compressed natural
7. gas by truck and rail tankers could be an alternative to
8. Vermont Gas Systems' Addison gas transmission line.
9. If distribution infrastructure for residential service were to be
10. built, it seems a central hub of gas storage supply could be built
11. to supply distribution infrastructure.
12. If the transmission line is only currently needed for residential
13. and, to allow Vermont Gas Systems to connect to the U.S. grid,
14. it appears this gas project is for corporate good and not for
15. public good. Perhaps the Public Service Board should re-open
16. the record to reconsider the December 23rd Certificate of Public
17. Good order.

Vermont Gas Systems Soil Management Plan

1. It is my conclusion after observing the testing done on
2. the Hurlburt's property for PCP and other contaminates,
3. that the testing done was inadequate.

4. In late August, I received a call from Charlie Peugh of Vermont
5. Gas requesting permission to do soil testing on our property.
7. I directed him to contact my brother David as he would oversee
8. the testing, and we still needed to have a Right of Entry
9. Agreement. (David was not contacted).

10. On my way to work on August 22, 2014, I came upon a drilling
11. rig. I was informed that they were going to do test boring on our
12. property. I invited them to my house where we went over
13. paperwork and maps.

14. The Vermont Gas Systems Right of Entry Agreement was not
15. satisfactory, so I hand wrote the agreement which is enclosed.
16. It was signed by all parties; being myself, my brother David, John
17. Samatov of (PWC) Robert Athan of (VHB) and Ash Desmond of
18. (ANR).

19. It appears the soil test analysis consisted of fifteen (15) test
20. sites.

21. Velco removed poles and disturb^e soil in six different locations on
22. our property. Only one of these locations was on the map of test

1. locations of the three test sites on our property, two sites
2. were where there had been no poles or soil moved by Velco??
3. It was agreed that we would receive copies of the soil test results.
4. We were told it would take about two weeks. Almost two months
5. later we are still waiting for the results. I called Charlie Puegh,
6. but we have gotten no response.
7. If only one of three test sites on our property had soil
8. disturbance by Velco, I question how many of the fifteen (15)
9. locations had soil disturbed. It is my belief that all the test
10. locations should have been in areas of soil disturbance and I will
11. not be satisfied until all six areas on my property are tested,
12. and i receive lab results as agreed upon.
13. I hereby request the Public Service Board to direct Vermont Gas
14. Systems to do more soil testing in all the soil disturbance areas,
15. and direct Vermont Gas Systems to supply us with the lab test
16. results as agreed upon. If we don't get the results we will have
17. to consider it a breach of contract.

1. It was stated at the Technical Hearing that on July 5&6th, 2012,
2. Vermont Gas Systems had natural resource studies done on the
3. Hurlburt property.
4. Let it be known that the Hurlburt property is posted with no
5. trespass signs. Also, let it be known that we refused to sign a
6. Right of Entry Agreement to allow entry onto our property.
7. This was prior to the no trespasss order on Vermont Gas.

Conclusion

8. Vermont Gas Systems Old Stage Road re-route should be
9. denied. The Hurlburt proposed re-route should be approved
10. by the Public Service Board. The Public Service Board should
11. direct Vermont Gas Systems to follow the Hurlburt re-route and
12. to take the necessary steps to do so.
13. The Public Service Board should order Vermont Gas Systems to
14. install the pipeline 8' in depth on the Hurlburt property and to
15. bore drill under all archeologically sensitive areas, wet lands and
16. streams. The Public Service Board should order Vermont Gas
17. Systems to complete soil testing and to test all areas of soil
18. disturbance from removal of power poles by Velco.

Respectfully,



Michael Hurlburt
821 Parks-Hurlburt Rd.
New Haven, Vermont 05472
(802) 771-7199

Temporary Right of Entry Agreement

We, Michael & David Hurlburt do hereby grant
John R Stamatou of pwc (price waterhouse)
Cooper a consultant for UGS and
Robert Athan of UHB Vernass Hagen Bruslin
Inc. a geologist also a consultant for UGS
and Ash Desmond a representative and
curator of soils being tested for ANR
Agency of Natural Resources.

To Enter the Hurlburt property in our
Accompany and take soil samples for the
purpose of testing for PCP and other related
contaminates By Uteco pole no. 251
on the Uteco K345 Lane corridor.

Soil samples are to be taken by hand
auguring. ^{copies of} All test results will be
submitted to the Hurlburts.

Right of Entry shall be on
August 22 2014 Exclusively.

Granting Parties

Michael Hurlburt (Acting agent)

Michael Hurlburt

David Hurlburt

David Hurlburt

Joint Property
owner

Persons doing testing

John R. Samatou

J.R. Samatou

of PWR

Robert Athan

Robert Athan

of UHB

Ash Desmond

Ash Desmond

of ANR